



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION AND POWER OF ATTORNEY

As named inventors, **Mahesh Chaubal, Mark J. Doty, Yefim Gelman, and Monte Wisler**, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "**PROCESS FOR PRODUCTION OF ESSENTIALLY SOLVENT-FREE SMALL PARTICLES**", the Specification of which was filed on October 29, 2003 as United States Application Number 10/696,384. We hereby authorize and request the attorneys of record in said application to insert in this Declaration the serial number of said application when officially known.

We hereby state that we have reviewed and understand the contents of the above-identified Specification, including the Claims, as amended by any Amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the Application on which priority is claimed:

Prior Foreign Application(s)

Priority
Claimed

NONE
Number

Country

Day/Month/Year Filed

Yes No

We hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

60/258,160
Application Number

December 22, 2000
Filing Date

We hereby claim the benefit under 35 U.S.C. § 120 of any United States Application(s), or § 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the Claims of this Application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior Application and the national or PCT international filing date of this Application:

<u>09/874,637</u> Application Number	<u>June 5, 2001</u> Filing Date	<u>Pending</u> Status
<u>09/953,979</u> Application Number	<u>September 17, 2001</u> Filing Date	<u>Pending</u> Status
<u>10/035,821</u> Application Number	<u>October 19, 2001</u> Filing Date	<u>Pending</u> Status
<u>10/246,802</u> Application Number	<u>September 17, 2002</u> Filing Date	<u>Pending</u> Status
<u>10/390,333</u> Application Number	<u>March 17, 2003</u> Filing Date	<u>Pending</u> Status

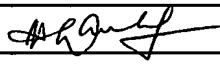
We hereby appoint the following attorney(s) and/or agent(s) to prosecute this Application and transact all business in the Patent and Trademark Office connected therewith.

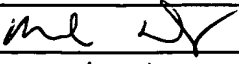
Joseph J. Barrett	- 34,769	Holby M. Abern	- 47,372	Edward A. Lehman	- 22,312
Thomas S. Borecki	- 32,964	Robert M. Barrett	- 30,142	Adam H. Masia	- 35,602
Mark J. Buonaiuto	- 31,593	Alan L. Barry	- 30,819	Dante J. Picciano	- 33,543
Jane Choi	- 39,980	Ted J. Barthel	- 48,769	Renato L. Smith	- 45,117
Patrick S. Eagleman	- 44,665	Thomas C. Basso	- 46,541	Pamela L. Stewart	- 45,707
C. Joseph Faraci	- 32,350	Jeffrey H. Canfield	- 38,404	William E. Vaughan	- 39,056
Michael Fedrick	- 36,799	Robert W. Connors	- 46,639	Wendy Weimer	- 52,347
Janice Guthrie	- 35,170	Jason A. Engel	- 51,654	Tin-Chuen Yeung	- 40,240
Kenneth Jaconetty	- 32,508	Joseph A. Fuchs	- 34,604	and all members of the firm of Bell, Boyd & Lloyd LLC.	
Paula J.F. Kelly	- 37,624	Amy J. Gast	- 41,773		
Francis C.M. Kowalik	- 34,646	Christopher S. Hermanson	- 48,244		
Jeffrey C. Nichols	- 36,879	James Jagoda	- 33,250		
Bradford R.L. Price	- 29,101	Patricia A. Kane Schmidt	- 46,446		
Joseph P. Reagen	- 35,332	B. Joe Kim	- 41,895		
Amy L.H. Rockwell	- 32,094	Patrick Law	- 41,549		
Michael C. Schiffer	- 30,215	Michael S. Leonard	- 37,557		
Denise Serewicz	- 36,928				

Send correspondence and direct telephone calls to:

**MARK J. BUONAIUTO, ESQ.
ASSISTANT GENERAL COUNSEL
BAXTER INTERNATIONAL INC.
LAW DEPARTMENT
ONE BAXTER PARKWAY, DF2-2E
DEERFIELD, ILLINOIS 60015
847/948.2000 (Phone)**

We hereby declare all statements made herein of our own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the Application or any patent issued thereon.

Full Name of First Joint Inventor: **Mahesh Chaubal** MC 11/10/03
Residential Street Address: **~~915 N. Countryside Drive, #203~~ 1047 ORCHARD POND CT.**
City and State/Province: **~~Palatine, Illinois~~ MC 11/10/03 LAKE ZURICH ILLINOIS**
Country and Zip/Postal Code: **~~U.S.A. 60067~~ 60047**
Citizenship: **India** MC 11/10/03
Mailing Address: **Same as above.**
Inventor's Signature: 
Date: **11/10/03**

Full Name of Second Joint Inventor: **Mark J. Doty**
Residential Street Address: **610 Kenilworth Street**
City and State/Province: **Grayslake, Illinois**
Country and Zip/Postal Code: **U.S.A. 60030**
Citizenship: **U.S.A.**
Mailing Address: **Same as above.**
Inventor's Signature: 
Date: **11/10/03**

Full Name of Third Joint Inventor: **Yefim Gelman**

Residential Street Address: **2310 Williamsburg Street**

City and State/Province: **Arlington Heights, IL**

Country and Zip/Postal Code: **U.S.A. 60004**

Citizenship: **U.S.A.**

Mailing Address: **Same as above.**

Inventor's Signature: *Yefim Gelman*

Date: *11/12/03* ~~*4/12/03*~~ ~~*Y.C.*~~ ~~*4/12/06*~~

Full Name of Fourth Joint Inventor: **Monte Wisler**

Residential Street Address: **39130 N. Highway 39**

City and State/Province: **Lake Villa, IL**

Country and Zip/Postal Code: **U.S.A. 60046**

Citizenship: **U.S.A.**

Mailing Address: **Same as above.**

Inventor's Signature: *Monte Wisler*

Date: *11/12/03*